



IT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/725,276 Confirmation No. : 1816
First Named Inventor : Jon ADLER
Filed : December 2, 2003
TC/A.U. : 1632
Examiner : Michael Branock
Docket No. : 100337.54289D2
Customer No. : 23911
Title : Functional Assays That Use The T1R2 Taste Receptor to
Identify Potential Taste Modulators

Response to Non-Compliant Amendment
Request That This Response be Based on Exigent Circumstances

Mail Stop

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment dated December 9, 2004, submitted herewith is a complete listing of all of the claims in the application. Regarding item 1, the objection to the amendment to the specification, please note that the Amendment to insert continuity data was previously submitted on a separate page. Attached hereto is a courtesy copy of that portion of the amendment for your convenience.

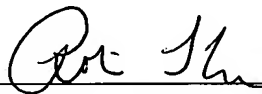
It is requested that the response submitted today be considered timely. Attorneys for applicants were unable to file the response yesterday, January 10, 2005, due to a fire which took place in the workplace at approximately 11:45 am. This fire resulted in the closing of the building by the fire department and re-entry into the building was denied until the following day. We are therefore submitting this response today and request that the Preliminary Amendment be entered in the present application. If additional information is required, please

advised the undersigned. Additionally, yesterday as soon as the undersigned discovered that they would not be permitted to access their files physically or electronically (as the undersigned's office was closed and the computer system shut down because of an electrical fire), a call was made to Examiner Branock. He graciously indicated that he would arrange for this response to be considered timely and processed because of exigent circumstances

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #100337.54289D2).

Respectfully submitted,

January 11, 2005



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